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APPLICATION NO.	FILING DATE	FIRST NAMED INVENTOR	ATTORNEY DOCKET NO.	CONFIRMATION NO.
09/749,595	12/28/2000	Ravi Ganesan	3350-67	4823

7590 03/09/2007
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EXAMINER

HAMILTON, LALITA M

ART UNIT	PAPER NUMBER
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3691

SHORTENED STATUTORY PERIOD OF RESPONSE	MAIL DATE	DELIVERY MODE
3 MONTHS	03/09/2007	PAPER

Please find below and/or attached an Office communication concerning this application or proceeding.

If NO period for reply is specified above, the maximum statutory period will apply and will expire 6 MONTHS from the mailing date of this communication.

Office Action Summary

Application No.

09/749,595

Applicant(s)

GANESAN ET AL.

Examiner

Lalita M. Hamilton

Art Unit

3691

-- The MAILING DATE of this communication appears on the cover sheet with the correspondence address --

Period for Reply

A SHORTENED STATUTORY PERIOD FOR REPLY IS SET TO EXPIRE 3 MONTH(S) OR THIRTY (30) DAYS, WHICHEVER IS LONGER, FROM THE MAILING DATE OF THIS COMMUNICATION.

- Extensions of time may be available under the provisions of 37 CFR 1.136(a). In no event, however, may a reply be timely filed after SIX (6) MONTHS from the mailing date of this communication.
- If NO period for reply is specified above, the maximum statutory period will apply and will expire SIX (6) MONTHS from the mailing date of this communication.
- Failure to reply within the set or extended period for reply will, by statute, cause the application to become ABANDONED (35 U.S.C. § 133). Any reply received by the Office later than three months after the mailing date of this communication, even if timely filed, may reduce any earned patent term adjustment. See 37 CFR 1.704(b).

Status

- 1) ☒ Responsive to communication(s) filed on 11 December 2006.
- 2a) ☐ This action is **FINAL**. 2b) ☒ This action is non-final.
- 3) ☐ Since this application is in condition for allowance except for formal matters, prosecution as to the merits is closed in accordance with the practice under *Ex parte Quayle*, 1935 C.D. 11, 453 O.G. 213.

Disposition of Claims

- 4) ☒ Claim(s) 1-13, 16-33 and 36-41 is/are pending in the application.
- 4a) Of the above claim(s) _____ is/are withdrawn from consideration.
- 5) ☐ Claim(s) _____ is/are allowed.
- 6) ☒ Claim(s) 1-13, 16-33, 36-41 is/are rejected.
- 7) ☐ Claim(s) _____ is/are objected to.
- 8) ☐ Claim(s) _____ are subject to restriction and/or election requirement.

Application Papers

- 9) ☐ The specification is objected to by the Examiner.
- 10) ☐ The drawing(s) filed on _____ is/are: a) ☐ accepted or b) ☐ objected to by the Examiner.
Applicant may not request that any objection to the drawing(s) be held in abeyance. See 37 CFR 1.85(a).
Replacement drawing sheet(s) including the correction is required if the drawing(s) is objected to. See 37 CFR 1.121(d).
- 11) ☐ The oath or declaration is objected to by the Examiner. Note the attached Office Action or form PTO-152.

Priority under 35 U.S.C. § 119

- 12) ☐ Acknowledgment is made of a claim for foreign priority under 35 U.S.C. § 119(a)-(d) or (f).
- a) ☐ All b) ☐ Some * c) ☐ None of:
- ☐ Certified copies of the priority documents have been received.
 - ☐ Certified copies of the priority documents have been received in Application No. _____.
 - ☐ Copies of the certified copies of the priority documents have been received in this National Stage application from the International Bureau (PCT Rule 17.2(a)).

* See the attached detailed Office action for a list of the certified copies not received.

Attachment(s)

- | | |
|--|---|
| 1) <input checked="" type="checkbox"/> Notice of References Cited (PTO-892) | 4) <input type="checkbox"/> Interview Summary (PTO-413)
Paper No(s)/Mail Date. _____ |
| 2) <input type="checkbox"/> Notice of Draftsperson's Patent Drawing Review (PTO-948) | 5) <input type="checkbox"/> Notice of Informal Patent Application |
| 3) <input type="checkbox"/> Information Disclosure Statement(s) (PTO/SB/08)
Paper No(s)/Mail Date _____ | 6) <input type="checkbox"/> Other: _____ |

DETAILED ACTION

Request for Continued Examination (RCE)

The RCE filed on December 11, 2006 has been entered. A non-final action follows.

Claim Rejections - 35 USC § 102

The following is a quotation of the appropriate paragraphs of 35 U.S.C. 102 that form the basis for the rejections under this section made in this Office action:

A person shall be entitled to a patent unless –

(e) the invention was described in (1) an application for patent, published under section 122(b), by another filed in the United States before the invention by the applicant for patent or (2) a patent granted on an application for patent by another filed in the United States before the invention by the applicant for patent, except that an international application filed under the treaty defined in section 351(a) shall have the effects for purposes of this subsection of an application filed in the United States only if the international application designated the United States and was published under Article 21(2) of such treaty in the English language.

Claims 1-13, 16-33, and 36-41 are rejected under 35 U.S.C. 102(e) as being anticipated by Cockrill (2002/0059114).

Cockrill discloses a method and corresponding system for electronic commerce transactions comprising receiving, via a network, a request to execute a payment on behalf of a network user associated a plurality of user identifiers, the request including a first user identifier, wherein the plurality of user identifiers are associated with multiple registrations for the network user, determining if the request will be accepted for execution by processing previous requests executed on behalf of the network user, wherein at least one of the previously executed requests includes a second identifier from the plurality of user identifiers, the second user identifier distinct from the first user identifier, and if the determination is to accept the request for execution, directing a

Art Unit: 3691

debit from an account associated with the network (p.4, 55 to p.5, 59 and p.10, 95-97— plurality of payment accounts linked to user identifier); receiving, via a network, a request to execute a payment on behalf of a network user, the request including a user identifier associated with the network user, identifying a plurality of user identifiers associated with the network user, wherein the plurality of user identifiers are associated with multiple registrations for the network user; processing previously executed payments associated with each identified user identifier to determine if the request will be accepted for execution, and transmitting, via the network, the (p.4, 55 to p.5, 59 and p.10, 95-97); the determination is transmitted to the network user and the transmission is a real-time transmission (p.4, 55 to p.5, 59 and p.10, 95-97); determining a total monetary value of previously executed payments executed in one or more time periods, determining if the total monetary value of previously executed payments executed in the one or more time periods exceeds one or more threshold values, and if the determination is the total monetary value of previously executed payments executed in the one or more time periods does exceed one or more threshold values, not accepting the request for execution (p.4, 55 to p.5, 59 and p.10, 95-97); the user identifier included with the request is also associated with a sponsor, and at least one of the one or more threshold values and the one or more time periods is based upon the identity of the sponsor (p.4, 55 to p.5, 59 and p.10, 95-97); determining if the total monetary value of previously executed payments in the one or more time periods in combination with an amount of the payment exceeds one or more threshold values and if so determined, not accepting the request for execution (p.4, 55 to p.5, 59 and p.10, 95-97); determining the

Art Unit: 3691

total number of previously executed payments executed in one or more time periods, determining if the total number of previously executed payments executed in the one or more time periods exceeds one or more values, and if the determination is the total number of previously executed payments executed in the one or more time periods does exceed one or more values, not accepting the request for execution (p.4, 55 to p.5, 59 and p.10, 95-97); the payment is one of a payment of a bill, a gift, a payment for the purchase of goods or services made via the network, and a payment for goods or services purchased from an Internet auction (p.4, 55 to p.5, 59 and p.10, 95-97—can be purchased from any merchant); if the determination is to accept the request for execution, directing a debit from an account associated with the network user at a first time, and directing a credit to a payee at a second time, wherein the second time is subsequent to the first time, and wherein a time period between the first time and the second time is a determined time period (p.4, 55 to p.5, 59 and p.10, 95-97); processing previously executed payments associated with each identified user identifier to determine the time period (p.4, 55 to p.5, 59 and p.10, 95-97); determining the time period based upon at least one of an amount of the payment, the identity of the network user, an association maintained by the network user, and payments previously executed on behalf of the network user (p.4, 55 to p.5, 59 and p.10, 95-97); and the payee is a network user (p.4, 55 to p.5, 59 and p.10, 95-97).

Response to Arguments

Applicant's arguments with respect to claims 1-13, 16-33, 36-41 have been considered but are moot in view of the new ground(s) of rejection.

Conclusion

Any inquiry concerning this communication or earlier communications from the examiner should be directed to Lalita M. Hamilton whose telephone number is (571) 272-6743. The examiner can normally be reached on Tuesday-Thursday (6:30-2:30).

If attempts to reach the examiner by telephone are unsuccessful, the examiner's supervisor, Kalinowski Alexander can be reached on (571) 272-6771. The fax phone number for the organization where this application or proceeding is assigned is 571-273-8300.

Information regarding the status of an application may be obtained from the Patent Application Information Retrieval (PAIR) system. Status information for published applications may be obtained from either Private PAIR or Public PAIR. Status information for unpublished applications is available through Private PAIR only. For more information about the PAIR system, see <http://pair-direct.uspto.gov>. Should you have questions on access to the Private PAIR system, contact the Electronic Business Center (EBC) at 866-217-9197 (toll-free). If you would like assistance from a USPTO Customer Service Representative or access to the automated information system, call 800-786-9199 (IN USA OR CANADA) or 571-272-1000.



Lalita M. Hamilton
Primary Examiner, 3691